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8 **UNITED STATES DISTRICT COURT**  
9 **WESTERN DISTRICT OF WASHINGTON**

10 MARYLIN J. TAYLOR,

11 Plaintiff,

12 v.

13 BROWN AND HALEY,

14 Defendant.  
15

**Case No. C07-5359JKA**

**ORDER DENYING PLAINTIFF'S  
MOTION REGARDING  
FRCP39.1(c)(2) SETTLEMENT  
CONFERENCE**

16 This matter comes before the court on plaintiff's Motion Regarding FRCP39.1(c)(1)  
17 Settlement Conference. The court has considered plaintiff's motion and defendant's responding  
18 pleadings, as well as the files and records herein. Plaintiff complains about her dissatisfaction with  
19 proposed settlement discussions. The scheduling order does not contemplate a settlement  
20 conference until after the dispositive motions cut off date. That date was July 1, 2008. Defendant  
21 filed on that date a motion to dismiss and a motion for summary judgment. The motions are  
22 pending.

23 It is not appropriate to discuss with the trial court the substance of settlement discussions.

24 Plaintiff's motion Regarding FRCP39.1(c)(2) Settlement Conference is denied.

25 Dated this 7<sup>th</sup> day of July 2008.

26 /s/ J. Kelley Arnold  
27 J. Kelley Arnold  
U.S. Magistrate Judge